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Message Text

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73
ORIGIN EUR-25

INFO OCT-01 IO-14 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10

L-03 NSAE-00 NSC-07 PA-04 RSC-01 PRS-01 SPC-03 SS-20

USIA-15 SAJ-01 ACDA-19 /134 R

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---------- 027662
P R 072353Z MAR 74
FM SECSTATE WASHDC
TO USMISSION USUN NEW YORK PRIORITY
INFO AMEMBASSY BONN
AMEMBASSY MOSCOW
AMEMBASSY LONDON
AMEMBASSY PARIS
USMISSION BERLIN
USMISSION NATO

C O N F I D E N T I A L STATE 046587

E.O. 11652: GDS
TAGS: PFOR, UN, GE, GW, WB
SUBJECT: BERLIN IN UN STATISTICAL REPORTING

REF: (A) BONN 3369 (B) USUN 609 (C) RUECKERT/ROSENSTOCK TELCON

1. WE ARE DISTURBED TO LEARN THAT UN LEGAL ADVISER SUY HAS PERMITTED UN STATISTICAL YEARBOOK TO BE PRINTED WITH HIS SUGGESTED FORMULATION FOR HANDLING BERLIN BEFORE CONFIDENTIAL

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RECEIPT OF US VIEWS. IN LIGHT OF THIS ACTION AND

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WILLINGNESS OF UK AND FRENCH TO ACCEPT SUY FORMULA,
ONLY PRACTICAL COURSE NOW OPEN IS TO PUT OUR VIEWS FIRMLY
ON RECORD THROUGH LETTER ADDRESSED TO SUY. EFFORT SHOULD
BE MADE BY USUN TO HAVE UK, FRENCH, AND GERMANS SEND

PARALLEL LETTERS.

2. LETTER MUST HAVE AS MINIMUM SUBSTANTIVE POINTS SET
FORTH BELOW:

(A) WE DO NOT REGARD THE CAPITALIZATION OF BERLIN UNDER THE GDR AS APPROPRIATE.

(B) WE REGARD THE FOOTNOTE AS POTENTIALLY MISLEADING IN THAT IT FAILS TO CORRESPOND TO BASIC FACTS.

(C) IT MUST BE UNDERSTOOD THAT, SINCE THE NOTE AT THE

BOTTOM OF THE PAGE CANNOT BE TAKEN AS EXPRESSION OF LEGAL OR POLITICAL VIEWS OR CONCLUSIONS, NO RIGHTS ARE OR CAN BE CREATED OR ASSERTED ON THE BASIS OF ANY DATA, STATEMENT OR ASSERTIONS IN THE YEARBOOK.

(D) WE WISH TO AFFIRM THAT THE RIGHT OF THE FEDERAL REPUBLIC OF GERMANY TO REPRESENT THE WESTERN SECTORS OF BERLIN AND THEIR PERMANENT RESIDENTS IN INTERNATIONAL ORGANIZATIONS AND INTERNATIONAL CONFERENCES DERIVES SOLELY FROM RIGHTS LONG GRANTED BY THE GOVERNMENTS OF THE US, FRANCE AND UK ON THE BASIS OF THEIR AUTHORITY IN THE WESTERN SECTORS OF BERLIN. THE VIEW OF THE (BLANK) GOVERNMENT ON THIS MATTER WAS SET FORTH FULLY IN ITS LETER OF DECEMBER 10 TO THE SECRETARY.

(E) THE THREE WESTERN ALLIES WISH TO STATE THAT THEY HAVE NO OBJECTION TO THE GDR SUPPLYING STATISTICS FOR EAST BERLIN. UNQTE.

3. IN RESPONSE TO POINT RAISED BY FRG IN PARA 2 REFTEL
A, FINAL SENTENCE OF NOTE DEMONSTRATES FOUR POWER
AGREEMENT THAT GDR MAY SUPPLY STATISTICS FOR EAST BERLIN.
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GDR THEREFORE COVERED BY FOOTNOTE.

4. NO LETTER SHOULD GO FORWARD UNTIL DEPARTMENT HAS
REVIEWED AND APPROVED TEXT.

5. WE ALSO WOULD APPRECIATE YOUR VIEWS ON THE ADVISABIL-
ITY OF USUN SEEKING AN APPOINTMENT WITH WALDHEIM, AFTER

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DELIVERY OF LETTER, TO EXPRESS OUR DISPLEASURE AT HIS KNUCKLING UNDER TO SOVIETS, AFTER HAVING AGREED TO COMPROMISE WORKED OUT WITH WESTERN COUNTRIES, AND TO VOICE OUR DISSATISFACTION WITH WAY PUBLICATION WAS HANDLED. KISSINGER

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Disposition Approved on Date:
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